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5 Attorneys for Defendants  
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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
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11 BOARD OF TRUSTEES OF THE SHEET  
METAL WORKERS HEALTH CARE PLAN  
12 OF NORTHERN CALIFORNIA, et.al.

13 Plaintiffs,

14 v.

15 AAA MECHANICAL CONSTRUCTION,  
INC., a California corporation, also known as  
16 A.A.A. MECHANICAL and as A.A.A.  
MECHANICAL CONSTRUCTION and as  
17 AAA MECHANICAL and doing business as  
OTAVILLA MECHANICAL  
18 CONTRACTORS; et. al.

19 Defendants.  
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CASE NO.: C 01 3582 JF/PVT

**NOTICE OF MOTION AND MOTION TO  
WITHDRAW AS COUNSEL**

DATE: August 5, 2002

TIME: 9:00 a.m.

JUDGE: Honorable Jeremy Fogel

DEPT.: 3

21 TO PLAINTIFFS AND THEIR COUNSEL OF RECORD:

22 PLEASE TAKE NOTICE that on August 5, 2002 at 9:00 a.m. or as soon thereafter as the  
23 matter may be heard in the above-entitled court, located at 280 S. First St., San Jose, CA, the law  
24 firm of Sims & Layton will ask this Court to grant it permission to withdraw from the above-entitled  
25 action on the ground that Defendants have incurred a substantial overdue balance and have made no  
26 attempt to pay any portion of the balance since March 13, 2002, despite requests by Sims & Layton.

27 The motion will be based on this Notice of Motion and Motion, the Memorandum of Points  
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1 and Authorities and Declaration filed herewith, and the pleadings and papers filed herein.

2 Dated: July 1, 2002

SIMS & LAYTON

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5 SUSAN E. KABANEK, Attorneys for  
6 Defendants  
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